

**Pope Zeigler, LLC**  
ATTORNEYS AND COUNSELORS AT LAW

1411 Gervais Street, Suite 300  
Post Office Box 11509  
Columbia, South Carolina 29211  
www.popezeigler.com

Belton T. Zeigler  
Main (803) 354.4900  
Direct (803) 354.4949  
Fax: (803) 354.4899  
bzeigler@popezeigler.com

September 8, 2009

**VIA HAND DELIVERY**

The Honorable Charles Terreni  
Chief Clerk/Administrator  
Public Service Commission of South Carolina  
101 Executive Center Drive  
Columbia, South Carolina 29210

RECEIVED

SEP 08 2009

PSC SC  
MAIL / DMS

RECEIVED  
2009 SEP -8 PM 7:01  
SC PUBLIC SERVICE  
COMMISSION

RE: South Carolina Electric & Gas Company Update of Construction Progress and Request for Updates and Revisions to Schedules Related to the Construction of a Nuclear Base Load Generation Facility at Jenkinsville, South Carolina  
Docket No. 2009-293-E

Dear Mr. Terreni:

Please find enclosed the Direct Testimony of Stephen A. Byrne, Alan D. Torres, and Carlette L. Walker for filing on behalf of South Carolina Electric & Gas Company ("SCE&G") in the above-captioned matter.

As part of the enclosed testimony, SCE&G is filing both confidential and public versions of certain exhibits. The Confidential Version of these exhibits contains confidential information related to the pricing and pricing terms of the Engineering, Procurement and Construction Agreement ("EPC Contract") between SCE&G and a consortium consisting of Westinghouse Electric Company, LLC and Stone & Webster, Inc. (collectively, "Contractor"). The EPC Contract contains confidentiality provisions that require SCE&G to protect proprietary information that the Contractor believes to constitute trade secrets and to be commercially sensitive. The exhibits containing this confidential information are: Exhibit No. \_\_ (SAB-1), Exhibit No. \_\_ (SAB-2); and Exhibit No. \_\_ (CLW-1). The Contractor has requested that SCE&G maintain the confidentiality of certain information contained in these exhibits. In each case, the confidential information has been redacted from the Public Version of the exhibits and the pages containing the confidential information have been marked "confidential" in the Confidential Version.

Along with the initial filing in this matter (the "Request"), SCE&G requested that the Public Service Commission of South Carolina (the "Commission") find that the Confidential Version of the Request contained protected confidential information and that the Commission issue a protective order barring the disclosure of the confidential information under the Freedom

**Pope Zeigler, LLC**  
ATTORNEYS AND COUNSELORS AT LAW

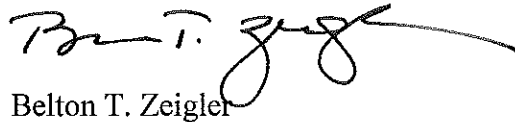
The Honorable Charles Terreni  
July 20, 2009  
Page 2

of Information Act, S.C. Code Ann. §§ 30-4-10 *et seq.*, S.C. Code Ann. Regs. 103-804(S)(1), or any other provision of law, except in its public form. SCE&G would respectfully renew that motion for confidential treatment and request further that the confidential portions of the enclosed testimony be subject to the same protective order.

By copy of this letter, we are also serving the other parties of record with a copy of the enclosed testimony and attach a certificate of service to that effect.

If you have any questions regarding these matters, please do not hesitate to contact me.

Very truly yours,



Belton T. Zeigler

BTZ/led  
Enclosures

cc: John W. Flitter, Director of Electric and Gas Regulation  
Nanette S. Edwards, Esquire  
Shannon Bowyer Hudson, Esquire  
(all via hand delivery w/enclosures)  
Scott Elliott, Esquire  
(via First Class U.S. Mail w/enclosures)